

**Iowa Department of Natural Resources
Natural Resource Commission**

ITEM

26

DECISION

**TOPIC FINAL RULE – CHAPTER 61, STATE PARKS AND RECREATION
 AREAS**

Commission approval is requested for notice of adopted and filed amendments to Chapter 571--61, State Parks and Recreation Areas.

Notice of Intended Action was approved by the Commission on January 15, 2008. Notice of Intended Action was published in the Iowa Administrative Code Bulletin on February 13, 2008, as ARC 6600B. A public hearing was held on March 4, 2008. No written or oral comments were received. Staff did make one change to the final rule based on comments received at the January Natural Resource Commission meeting. The cabin rental fees for Brushy Creek State Recreation Area are being removed from the cabin rental fee subrule. The cabin project never materialized and no cabins have been constructed at Brushy Creek State Recreation Area.

Ken Herring, Administrator
Conservation and Recreation Division
March 13, 2008

Attachment: Chapter 61, Final Rule

NATURAL RESOURCE COMMISSION [571]

Adopted and Filed

Pursuant to the authority of Iowa Code subsection 455A.5(6), the Natural Resource Commission hereby amends Chapter 61, "State Parks and Recreation Areas," Iowa Administrative Code.

These amendments formally recognize Honey Creek Resort State Park as a state park, establish rental fees for four new camping cabins at Prairie Rose State Park and a new day-use rental lodge at Lake Darling State Park, exempt Honey Creek Resort State Park from rules applicable to other state parks with some exception, and organize the rules to account for some of these changes. The new facilities at Prairie Rose and Lake Darling were completed as partnership projects with local friends groups and communities and are currently under construction.

Notice of Intended Action was published in the February 13, 2008, Iowa Administrative Bulletin as ARC 6600B. A public hearing was held on March 4, 2008. No public comments were received. A member of the Natural Resource Commission inquired about the cabin rental fees for Brushy Creek State Recreation Area. The cabin project did not materialize and the cabins were never constructed. The Commission asked to have the subrule updated and remove the cabin fees for Brushy Creek State Recreation Area since there are no cabins at this park.

The adopted amendments are identical to those published under Notice with one change which is to remove the cabin rental fees for Brushy Creek State Recreation Area.

These amendments will become effective on May 14, 2008.

These amendments are intended to implement Iowa Code sections 461A.3, 461A.3A, 461A.35, 461A.47, and 461A.57, and Iowa Code Supplement chapter 463C.

The following amendments are adopted.

ITEM 1. Amend rule 571--61.2(461A) by adopting the following new definition in alphabetical order:

"State park managed by a management company" means the following area established by Iowa Code chapter 463C:

Area	County
Honey Creek Resort State Park	Appanoose

Use and management of this area is governed by rules established in this chapter, as well as by the indenture of trust entered into by and among the department, the treasurer of state, the Honey Creek Premiere Destination Park bond authority as established by Iowa Code chapter 463C, and Banker's Trust Corporation, dated October 1, 2006.

ITEM 2. Amend subrule 61.5(1), paragraph "a" as follows:

a. Cabin rental. This fee does not include tax. Tax will be calculated at time of final payment.

	Per Night*	Per Week
Backbone State Park, Delaware County		
Renovated modern cabins	\$ 50	\$300
Two-bedroom modern cabins	85	510
Deluxe cabins	100	600
Black Hawk State Park, Sac County	100	600
Brushy Creek State Recreation Area, Webster County		
Nonequestrian camping cabins	35	210
Equestrian camping cabins	40	240

Dolliver Memorial State Park, Webster County	35	210
Green Valley State Park, Union County	35	210
Honey Creek State Park, Appanoose County	35	210
Lacey-Keosauqua State Park, Van Buren County	50	300
Lake Darling State Park, Washington County	35	210
Lake of Three Fires State Park, Taylor County	50	300
Lake Wapello State Park, Davis County (Cabin Nos. 1-12)	60	360
Lake Wapello State Park, Davis County (Cabin No. 13)	85	510
Lake Wapello State Park, Davis County (Cabin No. 14)	75	450
Palisades-Kepler State Park, Linn County	50	300
Pine Lake State Park, Hardin County		
Studio cabins (four-person occupancy limit)	65	390
One-bedroom cabins	75	450
Pleasant Creek State Recreation Area, Linn County	25	150
Prairie Rose State Park, Shelby County	35	210
Springbrook State Park, Guthrie County	35	210
Stone State Park, Woodbury County	35	210
Waubonsie State Park, Fremont County		
Two-bedroom modern cabins	85	510
One-bedroom modern cabin	60	360
Two-bedroom camping cabins	50	300
One-bedroom camping cabin	35	210
Camping cabin	25	150
Wilson Island State Recreation Area, Pottawattamie County	25	150
Extra cots, where available	1	

*Minimum two nights.

ITEM 3. Amend subrule 61.5(1), paragraph "c" as follows:

c. Lodge rental per reservation. This fee does not include tax. Tax will be calculated at time of payment.

	Per Weekday M-Th***	Per Weekend Day Fr-Su
A. A. Call State Park, Kossuth County	\$ 40	\$ 80
Backbone State Park Auditorium, Delaware County**	25	50
Backbone State Park, Delaware County	62.50	125
Beed's Lake State Park, Franklin County	40	80
Bellevue State Park-Nelson Unit, Jackson County	50	100
Clear Lake State Park, Cerro Gordo County	50	100
Dolliver Memorial State Park-Central Lodge, Webster County**	30	60
Dolliver Memorial State Park-South Lodge, Webster County	37.50	75
Ft. Defiance State Park, Emmet County	35	70
George Wyth State Park, Black Hawk County**	35	70
Gull Point State Park, Dickinson County	100	200
Lacey-Keosauqua State Park, Van Buren County	35	70
Lake Ahquabi State Park, Warren County	45	90
Lake Darling State Park, Washington County	100	200
Lake Keomah State Park, Mahaska County	45	90

Lake Macbride State Park, Johnson County		
Beach Lodge	35	70
Lodge	35	70
Lake of Three Fires State Park, Taylor County	35	70
Lake Wapello State Park, Davis County	30	60
Lewis and Clark State Park, Monona County	35	70
Palisades-Kepler State Park, Linn County	87.50	175
Pine Lake State Park, Hardin County	40	80
Pleasant Creek Recreation Area, Linn County**	37.50	75
Stone State Park, Woodbury/Plymouth Counties	62.50	125
Viking Lake State Park, Montgomery County	30	60
Walnut Woods State Park, Polk County	100	200
Wapsipinicon State Park, Jones County		
Heated year-round lodge	35	70
Unheated seasonal lodge	20	40

**Does not contain kitchen facilities

***The weekend day fee applies to New Year's Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving, and Christmas, even though the holiday may fall on a weekday.

ITEM 4. Amend 571—Chapter 61 by adopting the following new rule:

571-61.15(461A, 463C) Honey Creek Resort State Park. This chapter shall not apply to Honey Creek Resort State Park, with the exception that subrules 61.7(1) through 61.7(9) and 61.7(11) through 61.7(16) and rule 61.12(461A) shall apply to the operation and management of Honey Creek Resort State Park. Where permission is required to be obtained by the department, an authorized representative of the department's management company may provide such permission in accordance with policies established by the department.

ITEM 5. Amend 571—Chapter 61, implementation sentence as follows:

These rules are intended to implement Iowa Code sections 422.43, 455A.4, 461A.3, 461A.3A, 461A.35, 461A.38, 461A.39, 461A.42, 461A.43, 461A.45 to 461A.51, 461A.57, and 723.4 and Iowa Code ~~chapter~~ chapters 463C and 724.

Date

Richard Leopold, Director